THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT APPEAL NO. 890 OF 2007

DATE: 12-11-2007

Between:

The General Manager,
Hyderabad District Coop. Central
Bank Ltd, Hyderabad .. Appellant

And

1. Smt.C.Manorama and 4 others .. Respondents

THE HON'BLE SRI JUSTICE BILAL NAZKI
AND
THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT APPEAL NO. 890 OF 2007

ORDER: (per THE HON'BLE SRI JUSTICE BILAL NAZKI)

Heard the learned counsel for the appellant as well as the respondents.

This appeal has been filed by the 1st respondent in the writ petition contending therein that it was not heard when the writ petition was disposed at the admission stage. Learned counsel for the appellant contends that a direction has been given by the Court to consider the representation of the writ petitioner for compassionate appointment in terms of the scheme and, according to him, that the scheme was not operative at the relevant point of time ie., when the employee died. Since no counter had been filed when the writ petition was disposed of, it could be difficult for this Court to come to a conclusion on the basis of the pleadings available on record as to whether the petitioner was entitled for appointment under any scheme or any G.O. on the ground that her husband had died on 16.11.2002.

Therefore, without commending on merits, we dispose of the writ appeal with a direction that the representation of the petitioner be considered in accordance with law and appropriate orders be passed within a period of four weeks. The observations

of the learned Single Judge with respect to the applicability of any rules or scheme are consequentially set aside. We are not expressing any opinion about the applicability of any scheme or G.Os, or circulars, which may also b decided by the competent authority.

Date: 12-11-2007

BILAL NAZKI,J

RAMESH RANGANATHAN,J

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